

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE**

FRED ROBINSON; ASHLEY SPRAGUE;  
JOHNNY GIBBS; and BRIANNA BOOHER,  
on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

DAVID W. PURKEY, Commissioner of the  
Tennessee Department of Safety and Homeland  
Security, in his official capacity; DEBBIE MOSS,  
Circuit Court Clerk of Wilson County, Tennessee,  
in her official capacity; MELISSA HARRELL,  
Circuit Court Clerk of Rutherford County,  
Tennessee, in her official capacity; COREY  
LINVILLE, Court Clerk of the Municipal Court  
of Lebanon, Tennessee, in his official capacity;  
SUSAN GASKILL, Court Clerk of the City Court  
of Mt. Juliet, Tennessee, in her official capacity;  
WILSON COUNTY, TENNESSEE;  
RUTHERFORD COUNTY, TENNESSEE;  
LEBANON, TENNESSEE; and MT. JULIET,  
TENNESSEE,

Defendants.

No. 3:17-cv-01263

**JUDGE TRAUGER**

**EXHIBIT 1**

30(b)(6)

8/14/2018

Emily L. Sipe, RPR, LCR

**NOTICE OF DEPOSITION**

**PLEASE TAKE NOTICE** that on the 14th day of August, 2018, Plaintiffs will take the deposition pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure of the Tennessee Department of Safety and Homeland Security ("TDSHS"), by a person or persons designated by TDSHS to testify on its behalf, concerning the following subjects:

1. To the extent that, notwithstanding the Court's determination that "the plaintiffs have also established their strong likelihood of success under the *Griffin* line of cases and under *Strange*" (ECF #151 at 116), Defendant Purkey intends to make factual submissions on likelihood of success in connection with the preliminary injunction hearing, the factual basis for such submissions.

2. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that any individual Plaintiff is not suffering irreparable injury by the operation of Tenn. Code Ann. § 55-50-502(a)(1)(H), (a)(1)(I) as implemented by Defendant Purkey.
3. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that any individual Plaintiff is not at risk of suffering irreparable injury by the operation of Tenn. Code Ann. § 55-50-502(a)(1)(H), (a)(1)(I) as implemented by Defendant Purkey.
4. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that the Class is not suffering irreparable injury by the operation of Tenn. Code Ann. § 55-50-502(a)(1)(H), (a)(1)(I) as implemented by Defendant Purkey.
5. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that the Class is not at risk of suffering irreparable injury by the operation of Tenn. Code Ann. § 55-50-502(a)(1)(H), (a)(1)(I) as implemented by Defendant Purkey.
6. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that the injunctive relief against Defendant Purkey requested in Plaintiffs' Motion for Preliminary Injunction (ECF #25, first and fifth main bullets) would cause significant harm to others.
7. The factual bases, if any, for any assertions by Defendant David W. Purkey or by TDSHS that the injunctive relief against Defendant Purkey requested in

Plaintiffs' Motion for Preliminary Injunction (ECF #25, first and fifth main bullets) would be against the public interest.

The deposition will take place at the offices of Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, 211 Commerce Street, Suite 800, Nashville, Tennessee 37201, at 9:00 AM on the date set forth above and will continue from day to day until concluded. A subpoena will issue to compel attendance of TDSHS unless such attendance is consented to.

You are invited to attend and cross examine.

/s/ Matthew G. White

Jonathan Cole (TN #16632)  
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/s/ Claudia Wilner

Claudia Wilner (NY #4264156)\*  
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/s/ Tara Mikkilineni

Tara Mikkilineni (DC #997284)\*\*  
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/s/ Josh Spickler

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Josh Spickler (TN #21019)\*

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\* Pro hac vice

\*\* Pro hac vice application forthcoming



### CERTIFICATE OF SERVICE

I hereby certify that on the 31st day of July, 2018, I served the foregoing Notice of Deposition on

Andrew B. Campbell  
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*Counsel for Mt. Juliet*

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Lebanon, TN 37087  
*Counsel for Lebanon, Linville*

by filing a true and correct copy of each of them with the Court using the CM/ECF system, which caused notice to be sent notice to all counsel of record who are registered with the CM/ECF system.

/s/ Matthew G. White  
Matthew G. White